

BOARD OF BOILER RULES MEETING

**Minutes for May 18, 2005
Tacoma, Labor and Industries**

Draft Minutes Finalized on May 31, 2005

Board Members:

Craig Hopkins, Chair
Steve Bacon
Faye Dietz
Steve Prideaux
Ken Eshleman
Robb Marvin (Secretary to the Board)

Attendees:

Sally Elliot
Bobbe Hundley
James Steller *ss
Mike Urzendowsk
Bill Gill
Terry Chapin *ss
Larry Leet
Tony Oda *ss
Donna Emmingham

*ss – Are the attendees for the Study Session only

The Meeting was called to order by the Chair at 9:00 a.m., May 18, 2005.

The board approved the agenda as written.

The minutes from the last meeting were reviewed with no additional comments. It was accepted and approved.

Presentation for extension of requirements for external inspections, Puget Sound Refinery: The request was withdrawn. Shell will submit a written request to the department for an interpretation on NDE requirements for external inspections.

Review of NBIC Appendix C shell plate thickness UT Examination: This is old business and the Board has come to the conclusion that the ¼" shell plate will be the minimum required thickness on shells for historical boilers. There was a comment from one stake holder that the department should take a look at lap-seam riveted joints. The WAC's right now do address these concerns. The Board will consider the requirements of the National Board Inspection Code (NBIC) for lap-seam riveted joints being allowed.

UT examinations: Because of the rules that were passed last year, the adoption of Appendix C from the NBIC states that every five years, a full UT examination will be done on historical boilers. It will become mandatory January 1st, 2005. Some stakeholders are already complying with this requirement now.

Inspection Fee changes (CR 102) (Memo from department): The, Department of Labor and Industries Boiler Section is proposing a 3.03% general fee increase to sustain their operating budget (rounded down to the nearest tenth of a dollar). The 3.03% rate is the Office of Financial Management's maximum allowable fiscal growth rate factor for fiscal year 2005. The general fee increase is necessary to help off-set inflation and to maintain the financial health and operational effectiveness of the program. As the majority of these fee changes are fairly nominal and our customers have now come to expect them annually, we do not believe these changes will result in a great deal of controversy. There were no comments during the public hearing. A motion was made by Faye Deitz and seconded by Ken Eshleman. The Chairman called for a vote and it was passed unanimously.

The Board is continuing on with their revisions to the following WAC's: WAC 296-104-102, 170, 200, 701, 050, 302 (1), 210, 220, and 018. The department has requested that the board submit their changes by July 1st, 2005 so they can be posted on the Labor and Industries Boiler web-site at www.lni.wa.gov/tradeslicensing/boilers for public review. There will be a public hearing at the September 21st, 2005 Board meeting, held at the Tacoma Washington Labor and Industries office to finalize the revisions.

The Board has looked at the general rules for establishing criteria for Miniature Hobby Boilers and has submitted their findings to the Chief Inspector. The Chief Inspector will meet with Kitsap Live Steamers for their comments. When the final changes are made, the Hobby Boiler rules will be posted on the web-site under forms and publications.

RCW Update: On Tuesday, April 12, Governor Christine Gregoire signed the Legislation House Bill 1312 which clarifies criteria for boiler inspection requirements. The review was done by Sally Elliot and Robb Marvin and they determined that because of these RCW changes that WAC 296-104-701 needed to reflect the change in time or length from 15 days to 20 days. The Board will take this into consideration and will make the necessary changes by July 1st, 2005. House Bill 1312, becomes mandatory July 12, 2005. These new laws only effect a change in WAC 296-104-701.

Jurisdictional Remarks: There is a letter from Wysteria Design that asked the Board to consider changing inspection frequency on unfired pressure vessels from two to four years. The Board will not consider this matter at this time.

The Board took a recess at 9:16 a.m. and resumed at 11:00 a.m. to go into executive session with the five board members, Patrick Woods (Assistant Director of L&I) and the Assistant Attorney General for the Board. In accordance with the RCW 42-30,110 paragraph 1, it would be to meet in executive session on purpose to see and evaluate complaint charges brought against a public officer/employee. The Board will provide meeting minute information about the time the Board will resume and also any general business items.

Execute Session Adjourned at 12:12 pm

Submitted by,
Robb Marvin, Chief Boiler Inspector
Department of Labor and Industries

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